IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.7216 OF 2005

Prahlad Shivram Girgosavi. ...Petitioner.
Vs.
The State of Maharashtra & Ors. ...Respondents.
....
Mr. U. P. Warunjikar for the Petitioner.
Mr.C. R. Sonawane, AGP for Respondent Nos.1 and 2.
Mr. D.R. More for Respondent No.3.
.....

CORAM : F.I. REBELLO, J. AND
DR.D.Y.CHANDRACHUD, J.

January 9, 2006.

P.C.

Rule. Heard forthwith.

The appeal preferred by the Petitioner has been dismissed by an order dated 5th May 2005. The appeal preferred by the Petitioner was in respect of two grievances. The first grievance was in respect of his seniority, the second grievance was in the matter of his placement in the senior scale and arrears of salary from the year 1986. The impugned order does not disclose any reason as to why the Petitioner's case has been rejected. Considering that, the petition can be disposed of by issuing the following directions:

-(i) The order dated 5th May 2005 is quashed and set aside. The matter is remanded back to the Director of Education (Secondary and Higher Secondary, Maharashtra State, Pune) for deciding the matter afresh on the two points raised by the Petitioner and after giving brief reasons if the Petitioner's case is to be rejected.

-(ii) The appeal is to be disposed of after hearing all concerned parties within three months from the communication of the order of this Court. The Petitioner to serve a copy of this order on the Director of Education.

Rule made absolute accordingly. With no order as to costs.

(F.I. Rebello, J.)

(Dr. D.Y. Chandrachud, J.)